

DEPARTMENT OF LABOR

Employment and Training Administration

TA-W-75,124

IMATION CORPORATION
INCLUDING ON-SITE LEASED WORKERS OF
EXPRESS EMPLOYMENT PROFESSIONALS
WEATHERFORD, OKLAHOMA

Certification Regarding Eligibility
To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. § 2273, the Department of Labor herein presents the results of an investigation regarding certification of eligibility to apply for worker adjustment assistance.

The group eligibility requirements for workers of a firm under Section 222(a) of the Act, 19 U.S.C. § 2272(a), are satisfied if the following criteria are met:

- I. The first criterion (set forth in Section 222(a)(1) of the Act, 19 U.S.C. § 2272(a)(1)) requires that a significant number or proportion of the workers in the workers' firm must have become totally or partially separated or be threatened with total or partial separation.
- II. The second criterion (set forth in Section 222(a)(2) of the Act, 19 U.S.C. § 2272(a)(2)) may be satisfied if either:
 - (i)(I) there has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm; OR
 - (i)(II) there has been an acquisition from a foreign country by the workers' firm of articles/services that

are like or directly competitive with those produced/supplied by the workers' firm.

III. The third criterion requires that the shift/acquisition must have contributed importantly to the workers' separation or threat of separation. See Section 222(a)(2)(B)(ii) of the Act, 19 U.S.C. § 2272(a)(2)(B)(ii).

The investigation was initiated in response to a petition filed on January 20, 2011 by a company official on behalf of workers of Imation Corporation, Weatherford, Oklahoma. The workers produce magnetic tape. The worker group includes on-site leased workers from Express Employment Professionals.

The investigation revealed that workers of the subject firm who are engaged in employment related to magnetic tape production meet the criteria for certification.

Criterion I has been met because a significant number or proportion of workers at the subject firm has been totally or partially separated, or threatened with such separation.

Criterion II has been met because the workers' firm is shifting production of magnetic tape to a foreign country.

Criterion III has been met because the shift of production to Japan contributed importantly to worker group separations at Imation Corporation, Weatherford, Oklahoma.

Conclusion

After careful review of the facts obtained in the investigation, I determine that workers of Imation Corporation,

Weatherford, Oklahoma, meet the worker group certification criteria under Section 222(a) of the Act, 19 U.S.C. § 2272(a). In accordance with Section 223 of the Act, 19 U.S.C. § 2273, I make the following certification:

"All workers of Imation Corporation, including on-site leased workers of Express Employment Professionals, Weatherford, Oklahoma, who became totally or partially separated from employment on or after January 19, 2010, through two years from the date of certification, and all workers in the group threatened with total or partial separation from employment on date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended."

Signed in Washington, D.C., this 28th day of January, 2011

/s/ Del Min Amy Chen

DEL MIN AMY CHEN
Certifying Officer, Office of
Trade Adjustment Assistance